

**State of California
Office of Administrative Law**

In re:
Department of Justice

Regulatory Action:

Title 11, California Code of Regulations

Adopt sections: 4320, 4321, 4322, 4323,
4324, 4325, 4326, 4327

Amend sections: 4045.1, 4210, 4301

Repeal sections:

NOTICE OF APPROVAL OF REGULATORY
ACTION

Government Code Section 11349.3

OAL Matter Number: 2022-0518-02

OAL Matter Type: Regular (S)

In this regular rulemaking action, the Department of Justice adopts new requirements for the sale or transfer of firearm precursor parts.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 7/1/2022.

Date: June 30, 2022



Amy R. Gowan
Senior Attorney

For: Kenneth J. Pogue
Director

Original: Rob Bonta, Attorney General
Copy: Julia Zuffelato

NOTICE PUBLICATION/REGULATION SUBMISSION

STD. 400 (REV. 10/2019)

REGULAR

For use by Secretary of State only

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2022-0222-04	REGULATORY ACTION NUMBER 2022-0518-025	EMERGENCY NUMBER
------------------	---	--	------------------

For use by Office of Administrative Law (OAL) only

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

JUN 30 2022

2:46 PM

OFFICE OF ADMIN. LAW
2022 MAY 18 PM 5:11

sn

NOTICE	REGULATIONS
--------	-------------

AGENCY WITH RULEMAKING AUTHORITY
Department of Justice

AGENCY FILE NUMBER (If any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE		TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY	ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn		NOTICE REGISTER NUMBER	PUBLICATION DATE

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S)
Firearm Precursor Part Authorization Program

1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)

2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)

SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT 4320, 4321, 4322, 4323, 4324, 4325, 4326, 4327
	AMEND 4045.1, 4210, 4301
	REPEAL 11

3. TYPE OF FILING

<input checked="" type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))	<input type="checkbox"/> Other (Specify) _____		

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)

Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a)) Effective on filing with Secretary of State §100 Changes Without Regulatory Effect Effective other (Specify) **July 1, 2022**

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

Department of Finance (Form STD. 399) (SAM §6660) Fair Political Practices Commission State Fire Marshal

Other (Specify) _____

7. CONTACT PERSON Kevin Sabo	TELEPHONE NUMBER (916) 210-7639	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) kevin.sabo@doj.ca.gov
---------------------------------	------------------------------------	-----------------------	--

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE Venus D. Johnson <small>Digitally signed by Venus D. Johnson Date: 2022.05.18 12:52:52 -0700</small>	DATE
TYPED NAME AND TITLE OF SIGNATORY Venus D. Johnson, Chief Deputy Attorney General	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

JUN 30 2022

Office of Administrative Law

CALIFORNIA DEPARTMENT OF JUSTICE

TITLE 11. LAW

DIVISION 5. FIREARMS REGULATIONS

**CHAPTER 4. DOCUMENTATION REQUIREMENTS FOR FIREARMS AND
AMMUNITION ELIGIBILITY CHECKS, CHAPTER 8. DROS ENTRY SYSTEM (DES),
and CHAPTER 11. FIREARM PRECURSOR PARTS**

TEXT OF PROPOSED REGULATIONS

**Chapter 4. Documentation Requirements for Firearms ~~and~~, Ammunition, and Firearm
Precursor Part Eligibility Checks**

Article 2. Additional Documentation Requirements

**§ 4045.1. Additional Documentation Requirements for Eligibility Checks with Federal Non-
Compliant California Driver License or Identification Card.**

This section applies to all firearms, ammunition, and firearm precursor part eligibility checks, including any eligibility check described in Division 5. For the purposes of this section, “eligibility checks” refers to background checks based on any application or report for which an applicant is required to submit a driver license or identification card, or the number from a driver license or identification card, so that the Department of Justice may determine the applicant's eligibility to possess a ~~firearm or~~ ammunition, or firearm precursor part under state or federal law.

... (Omitting subdivisions (a)-(e))

(f) Applications or reports submitted electronically via the Dealer Record of Sale (DROS) Entry System (DES), including applications or reports submitted pursuant to Chapters 8, 10, and 11 of this Division 5.

For eligibility checks based on applications or reports submitted to the Department of Justice electronically via the DES, the ~~firearm~~firearms dealer, ammunition vendor, or firearm precursor part vendor shall examine the applicant's driver license or identification card. If the applicant's California driver license or identification card is federal non-compliant with the notation “FEDERAL LIMITS APPLY” on the front, the ~~firearm~~firearms dealer ~~or~~ ammunition vendor, or firearm precursor part vendor shall require the applicant to submit a copy of the document required in subdivision (b), as well as a copy of the document required in subdivision (c) if

applicable. The ~~firearm~~firearms dealer ~~or~~, ammunition vendor, or firearm precursor part vendor shall retain a copy of the "FEDERAL LIMITS APPLY" driver license or identification card, as well as the supporting documents, as part of the permanent record. These applications and reports include:

(1) Application(s) to purchase a firearm. The ~~firearm~~firearms dealer shall confirm compliance with this subdivision on DES, as necessary during the application or reporting process. The ~~firearm~~firearms dealer shall keep a copy of the document(s) required in subdivisions (a) through (c) as part of the permanent record of the transaction described in Penal Code section 28215, subdivision (c).

(2) Applications to purchase ammunition, as described in Penal Code section 30370. The ~~firearm~~firearms dealer or ammunition vendor shall confirm compliance with this subdivision on DES, as necessary during the application or reporting process. The firearms dealer or ammunition vendor shall keep a copy of the document(s) required in subdivisions (a) through (c).

(3) Applications to purchase firearm precursor parts, as described in Penal Code section 30470. The firearms dealer, ammunition vendor, or firearm precursor part vendor shall confirm compliance with this subdivision on DES, as necessary during the application or reporting process. The firearms dealer, ammunition vendor or firearm precursor part vendor shall keep a copy of the document(s) required in subdivisions (a) through (c).

(g) Applications or reports submitted to other agencies that include fingerprint data to be used by the Department of Justice to determine the applicant's eligibility to possess a ~~firearm~~, ammunition, or firearm precursor part under state or federal law.

For eligibility checks based on applications or reports submitted to other agencies that include fingerprint data to be used by the Department of Justice to determine the applicant's eligibility to possess a ~~firearm~~, ammunition, or firearm precursor part under state or federal law, if the applicant presents a federal non-compliant California driver license or identification card with the notation "FEDERAL LIMITS APPLY" on the front, the agency shall require the applicant to submit copies of the documents required in subdivision (b), as well as a copy of the document required in subdivision (c) if applicable. The agency shall keep a copy of the documents required in subdivisions (a) through (c) as part of the permanent record of the application. The

Department of Justice may request a copy of the document(s) at a future date. Applicants of these applications and reports include:

...(Omitting subdivisions (g)(1)-(g)(4))

Note: Authority cited: Sections 28060, 28100, 28155, 28215 and 28220, Penal Code. Reference: Sections 832.15, 832.16, 13511.5, 16400, 18900, 18905, 23000, 26150, 26155, 26170, 26710, 26815, 27540, 27560, 27565, 27875, 27920, 27966, 28000, 28160, 28215, 28220, 28250, 29182, 29500, 30105, 30370, 30470, 31000, 31005, 32650, 32655, 32700, 32705, 32710, 32715, 33300, 33305 and 33850, Penal Code; Section 12101, Health and Safety Code; and Section 922, Title 18, United States Code.

Chapter 8. DROS Entry System (DES)

§ 4210. Terms of Use and Required Information.

(a) Firearms dealers and each of their authorized associates, authorized account associates, or salespersons; ~~and~~ ammunition vendors and each of their authorized associates, authorized account associates, or salespersons; and firearm precursor part vendors and each of their authorized associates, authorized account associates, or salespersons, who will use DES on behalf of the firearms dealer ~~or~~, ammunition vendor, or firearm precursor part vendor must agree to the following "Terms of Use:"

[Subdivision (a)(1) is not included within this document as there are no changes to the existing text.]

(2) AUTHORIZATION

I am a licensed firearms dealer Certificate of Eligibility (COE) Holder, authorized associate, authorized account associate, or salesperson of the firearms dealer, or an ammunition vendor, authorized ammunition vendor associate, authorized ammunition vendor account associate, or ammunition vendor salesperson, or a firearm precursor part vendor, firearm precursor part vendor authorized associate, firearm precursor part vendor authorized account associate, or firearm precursor part vendor salesperson, and am

authorized to use DES on behalf of the firearms dealer, ammunition vendor, or firearm precursor part vendor.

(3) ACCESS

The acquisition and maintenance of the device and software used to access the internet and interface with DES shall be the responsibility of each firearms dealer, ammunition vendor, or firearm precursor part vendor. Each authorized associate, authorized account associate, or salesperson shall request and use ~~his/her~~their own DES account after the Dealer COE Holder, ammunition vendor, or firearm precursor part vendor has granted authorization. The DES enables the Dealer COE Holder, ammunition vendor, or firearm precursor part vendor to authorize the functions each user is able to access.

(4) CONFIDENTIALITY AND UNAUTHORIZED USE

It is the responsibility of the user and the firearms dealer, ammunition vendor, or firearm precursor part vendor to protect the confidentiality of the individual password selected by each user to access DES.

If a Dealer COE Holder, authorized associate, authorized account associate, ~~or~~ salesperson, ~~or~~ ammunition vendor, authorized ammunition vendor associate, authorized ammunition vendor account associate, or ammunition vendor salesperson, firearm precursor part vendor, firearm precursor part vendor authorized associate, firearm precursor part vendor authorized account associate, or firearm precursor part vendor salesperson becomes aware that an unauthorized user has obtained access to DES, they must notify the Customer Support Center immediately. Contact information is available upon logging into the DES account. Notwithstanding such notification, the Department shall not be liable for transaction charges fraudulently incurred on a DES account. It is the ~~dealer's or ammunition vendor's~~ responsibility of the dealer, ammunition vendor, or firearm precursor part vendor to pay these transaction charges.

...(Omitting subdivisions (a)(5) and (a)(6) and (b)(1) through subdivision (b)(6))

(b)(7) To establish a DES user account as a firearm precursor part vendor, who may sell, deliver or handle firearm precursor parts, the following information shall be provided:

(A) Certificate of Eligibility (COE) number

(B) Firearm precursor part vendor license number

(C) Unique personal ID number (e.g., CDL number or CID number)

(D) Complete name

(E) Three identity verification questions/answers

(F) User selected password

(8) To establish a DES user account as an authorized firearm precursor part vendor associate or salesperson, who may sell, deliver or handle firearm precursor parts, the following information shall be provided:

(A) Certificate of Eligibility (COE) number

(B) Firearm precursor part vendor license number of firearm precursor part vendor

(C) Unique personal ID number (e.g., CDL number or CID number)

(D) Complete name

(E) Three identity verification questions/answers

(F) User selected password

(9) To establish a DES user account as an authorized firearm precursor part vendor account associate, who shall not sell, deliver or handle firearm precursor parts, the following information shall be provided:

(A) Certificate of Eligibility (COE) number of firearm precursor part vendor

(B) Firearm precursor part vendor license number of a firearm precursor part vendor

(C) Unique personal ID number (e.g., CDL number or CID number)

(D) Complete name

(E) Three identity verification questions/answers

(F) User selected password

Note: Authority cited: Sections 28105, 28155, 28205, 30352 and, 30370, 30452 and 30470, Penal Code. Reference: Sections 28105, 28155, 28205, 28220 and, 30395 and 30495, Penal Code.

Chapter 11. Firearm Precursor Parts

Article 1. General

§ 4301. Definition of Key Terms.

- (a) “Automated Firearms System” or “AFS” has the same meaning as in section 4350.
- (b) “Basic Firearm Precursor Part Eligibility Check” means the Department's firearm precursor part eligibility check as prescribed by Penal Code section 30470, subdivision (c). The Department shall conduct a Basic Firearm Precursor Part Eligibility Check to authorize a California resident for a single precursor part transaction or purchase.
- ~~(a)~~(c) “California Ammunition Vendor” or “CAV” has the same meaning as “ammunition vendor” as defined in section 4281.
- ~~(b)~~(d) “Certificate of Eligibility” or “COE” has the same meaning as in section 4031.
- (e) “CFARS” or “California Firearms Application Reporting System” has the same meaning as in section 4340.
- (f) “Dealer Record of Sale Entry System” or “DES” has the same meaning as in chapter 8.
- ~~(e)~~(g) “Department” means the California Department of Justice.
- ~~(d)~~(h) “Federal Firearms License” means a license issued pursuant to Section 922, Title 18 of the United States Code, for the purpose of importing, manufacturing, or dealing in firearms, or importing or manufacturing of ammunition.
- ~~(e)~~(i) “California Firearms Dealer” or “CFD” has the same meaning as “firearms dealer” or “dealer,” as defined in section 4017.
- ~~(f)~~(j) “California Firearm Precursor Part Vendor” or “CFPPV” means a person or entity having a valid license to sell firearm precursor parts, issued pursuant to Penal Code section 30485.
- (k) “Firearm Precursor Part Transaction Number” or “FPPTN,” is a number issued by the Department to uniquely identify each request to authorize the purchase or transfer of a firearm precursor part.
- (l) “Firearms eligibility check” means a state and federal background check, conducted pursuant to Penal Code section 28220, that is used to determine an individual's eligibility to possess, receive, own, or purchase a firearm.
- (m) “Head of the agency” means the chief of police or the director of public safety for a police department, the sheriff for a county sheriff's office, the head of an agency or their designee for a state law enforcement agency, and the manager in charge of any local field office for a federal law enforcement agency.

(n) "Prohibited Armed Persons File" means the database established by Penal Code section 30000.

(o) "Purchaser" means an individual purchasing or accepting transfer of a firearm precursor part.

(p) "Standard Firearm Precursor Part Eligibility Check" means the Department's firearm precursor part eligibility check as prescribed by Penal Code section 30470, subdivision (b).

(q) "Sworn federal law enforcement officer's credential" means identification indicating an individual is a sworn federal law enforcement officer.

(r) "Sworn state or local peace officer's credential" means identification indicating an individual is a sworn state or local peace officer pursuant to Part 2, Chapter 4.5, of the Penal Code (commencing with section 830).

Note: Authority cited: Sections 30452, 30470 and 30485, Penal Code. Reference: Sections 16151, 16532, 26710, 30452, 30470 and 30485, Penal Code.

Article 3. Firearm Precursor Part Purchases and Transfers

§ 4320. Standard Firearm Precursor Part Eligibility Check (AFS Match).

(a) A purchaser is authorized to purchase or accept transfer of a firearm precursor part if their information matches an entry in the AFS and does not match an entry in the Prohibited Armed Persons File.

(1) A purchaser may request, through a firearm precursor part vendor, that the Department conduct a Standard Firearm Precursor Part Eligibility Check to determine if the purchaser qualifies for this authorization.

(b) The fee for a Standard Firearm Precursor Part Eligibility Check is \$1.00.

(c) The firearm precursor part vendor shall collect the purchaser's name, date of birth, current address, and driver license or other government identification number in the manner described in Penal Code section 28180, and telephone number, and enter this information into the DES website.

(d) Upon the Department's completion of the Standard Firearm Precursor Part Eligibility Check, the Department shall update the purchaser's DES record to instruct the firearm precursor part vendor to approve or reject the purchase or transfer.

(e) If the purchase or transfer is rejected, the firearm precursor part vendor shall provide the purchaser with an FPPTN that can be used to obtain the reason for the rejection through the Department's CFARS website.

Note: Authority cited: Sections 30452, 30470, Penal Code. Reference: Sections 16532, 28180, 30452 and 30470, Penal Code.

§ 4321. Basic Firearm Precursor Part Eligibility Check (Single Transaction or Purchase).

(a) A purchaser is authorized to purchase or accept transfer of a firearm precursor part if they are not prohibited from purchasing or possessing a firearm precursor part, subsequent to affirmation by the Department.

(1) A purchaser may request, through a firearm precursor part vendor, that the Department conduct a Basic Firearm Precursor Part Eligibility Check to determine if the purchaser qualifies for this authorization.

(2) A purchaser may instead seek authorization by following the procedure set forth by section 4320, 4322, 4323, or 4324, as applicable.

(b) The fee for a Basic Firearm Precursor Part Eligibility Check is \$1.00.

(c) The firearm precursor part vendor shall collect the purchaser's name, date of birth, current address, gender, hair color, eye color, height, weight, and driver license or other government identification number in the manner described in Penal Code section 28180, and telephone number, United States citizenship status, United States Citizenship and Immigration Services (USCIS) number or I-94 (if applicable), place of birth, alias name(s), and race, and enter this information into the DES website.

(d) The firearm precursor part vendor will provide the purchaser with an FPPTN to monitor the status of the Basic Firearm Precursor Part Eligibility Check through the Department's CFARS website.

(1) An approved Basic Firearm Precursor Part Eligibility Check can only be used for one firearm precursor part purchase or transfer, and the approval expires 30 calendar days from when it is issued.

(2) If the Basic Firearm Precursor Part Eligibility Check is denied, the Department shall notify the purchaser of the reason for the denial via U.S. Mail.

(e) Upon the Department's completion of a Basic Firearm Precursor Part Eligibility Check, the Department shall update the purchaser's DES record.

Note: Authority cited: Sections 30452 and 30470, Penal Code. Reference: Sections 16532, 28180, 30452 and 30470, Penal Code; and Section 922, Title 18, United States Code.

§ 4322. Purchasing of a Firearm and Firearm Precursor Parts in a Single Transaction.

(a) When a purchaser is purchasing or transferring a firearm and a firearm precursor part in the same transaction, the Department shall complete a firearms eligibility check before the purchaser can take possession of the firearm or firearm precursor part.

(b) Except as provided in subdivision (c), a purchaser of a firearm and a firearm precursor part in the same transaction shall only pay the fee for the firearms eligibility check as prescribed in section 4001 of this title.

(c) If the purchaser wants to take possession of the firearm precursor part before the Department completes the firearms eligibility check, the purchaser shall conduct a separate transaction following the procedure set forth by section 4320, 4321, 4323 or 4324, as appropriate, and pay any associated fee prior to taking possession of the firearm precursor part.

Note: Authority cited: Section 30452, Penal Code. Reference: Sections 28220, 30452 and 30470, Penal Code.

§ 4323. COE Verification Process.

(a) A purchaser is authorized to purchase a firearm precursor part if they hold a current Certificate of Eligibility, subsequent to verification by the Department.

(1) A purchaser may request, through a firearm precursor part vendor, that the Department conduct a COE Verification to determine if the purchaser qualifies for this authorization.

(b) The fee for COE Verification is \$1.00.

(c) The firearm precursor part vendor shall collect the purchaser's name, date of birth, current address, and driver license or other government identification number in the manner described in

Penal Code section 28180, telephone number, and COE number, and enter the information into the DES website.

(d) Upon the Department's completion of the COE Verification, the Department shall update the purchaser's DES record to instruct the firearm precursor part vendor to approve or reject the firearm precursor part purchase or transfer.

Note: Authority cited: Sections 30452 and 30470, Penal Code. Reference: Sections 16532, 26710, 28180 and 30470, Penal Code.

§ 4324. Firearm Precursor Part Purchases or Transfers for Exempted Individuals.

(a) The following types of identification will properly identify an individual who is exempt pursuant to Penal Code section 30452, subdivision (e), from Department approval to purchase or accept transfer of a firearm precursor part.

(1) A firearm precursor part vendor shall present a valid Firearm Precursor Part Vendor License issued pursuant to Penal Code section 30485.

(2) A person who is on the centralized list of exempted federal firearms licensees maintained by the Department shall present a Department-issued Listing Acknowledgement Letter indicating that the individual is currently on the centralized list of exempted federal firearms licensees.

(3) A gunsmith shall present a valid Type 01 Federal Firearms License.

(4) A wholesaler shall present a valid Type 01 Federal Firearms License.

(5) A manufacturer of firearms shall present a valid Type 07 Federal Firearms License.

(6) An importer of firearms or ammunition shall present a valid Type 08 Federal Firearms License.

(7) A manufacturer of ammunition shall present a valid Type 06 Federal Firearms License.

(8) An authorized law enforcement representative of a city, county, city and county, or state or federal government shall present written authorization from the head of the agency authorizing the firearm precursor part purchase or transfer, as described by Penal Code section 30452, subdivision (e)(7).

(9) A properly identified sworn peace officer, as defined in Chapter 4.5 of Title 3 of Part

2 of the Penal Code, who is authorized to carry a firearm in the course and scope of the officer's duties, shall present both:

(A) A sworn state or local peace officer's credential, and

(B) Verifiable written certification from the head of the agency, as described by Penal Code section 30452, subdivision (e)(7)(B)(i), which expires 30 days after issuance.

(10) A properly identified sworn federal law enforcement officer, who is authorized to carry a firearm in the course and scope of the officer's duties, shall present both:

(A) A sworn federal law enforcement officer's credential, and

(B) Verifiable written certification from the head of the agency, as described by Penal Code section 30452, subdivision (e)(7)(B)(i), which expires 30 days after issuance.

(b) For persons identified pursuant to subdivisions (a)(9) and (a)(10), the firearm precursor part vendor shall keep a photocopy of the front and back of the credential and the identification document provided pursuant to subdivision (c), along with the original verifiable written certification from the head of the agency. The firearm precursor part vendor shall make a copy of these records available to the Department upon request.

(1) If the law enforcement agency does not allow photocopies to be made of the credential, the firearm precursor part vendor shall retain a business card from the sworn law enforcement officer after personally viewing the credential.

(c) At the time of delivery, the firearm precursor part vendor COE holder, authorized associate, or salesperson shall require the purchaser to provide an identification document that meets the requirements of Penal Code section 16300, to verify that the person who is receiving delivery of the firearm precursor part is the person exempted pursuant to Penal Code section 30452, subdivision (e).

(d) Once the firearm precursor part vendor has verified that the individual is exempt from Department approval to purchase or transfer a firearm precursor part, the firearm precursor part vendor may process a firearm precursor part purchase or transfer without Department approval.

Note: Authority cited: Section 30352 and 30452, Penal Code. Reference: Section 30352 and 30452, Penal Code.

§ 4325. Telephonic Access for Firearm Precursor Part Vendors.

(a) Firearm precursor part vendors without access to an internet connection due to their telephone service provider's, or other internet service providers' inability to provide access to an internet connection at their place of business may acquire telephonic access to the Department, for the Department to manually determine if a purchaser is eligible to own or possess a firearm precursor part. Firearm precursor part vendors seeking telephonic access to the Department shall complete a Firearm Precursor Part Vendor (Non-Firearms Dealer or Ammunition Vendor) Application for Telephonic Vendor Approval, Form BOF 1107 (Orig. 09/2021), which is hereby incorporated by reference. Telephonic access to the Department will be available during the Department's Customer Support Center business hours.

(b) Firearm precursor part vendors shall acquire documentation from their telephone/internet service provider stating that the service provider does not offer internet service at the firearm precursor part vendor's place of business.

(c) After the firearm precursor part vendor has completed the application for telephonic access, the firearm precursor part vendor shall mail the Form BOF 1107, and the documentation in subdivision (b) of this section to the Department at the following address:

DEPARTMENT OF JUSTICE
BUREAU OF FIREARMS
P.O. BOX 160487
SACRAMENTO, CALIFORNIA 95816

(d) The Department shall notify the firearm precursor part vendor via U.S. Mail of the Department's determination to approve or deny the Form BOF 1107.

Note: Authority cited: Section 30470, Penal Code. Reference: Section 30470, Penal Code.

§ 4326. Delivery of Firearm Precursor Parts Following DES Submission.

(a) If the Department approves a firearm precursor part purchase or transfer as described by sections 4320, 4321, or 4323 of these regulations, the DES transaction record will change from "Pending" to "Approved."

(b) A firearm precursor part may be delivered to the purchaser only if the status of the DES transaction record is "Approved."

(c) At the time of delivery, the firearm precursor part vendor COE holder, authorized associate, or salesperson shall do the following:

(1) Require the purchaser to provide an identification document that meets the requirements of Penal Code section 16300, to verify that the person who is receiving delivery of the firearm precursor part is the person authorized to purchase a firearm precursor part.

(2) Access the approved DES firearm precursor part transaction by the name of the purchaser, and submit the firearm precursor part sale information required by Penal Code section 30452, subdivision (a).

Note: Authority cited: Sections 30452 and 30470, Penal Code. Reference: Sections 16300, 30452 and 30470, Penal Code.

§ 4327. Billing, Payment, and Suspension for Non-Payment.

(a) Monthly billing statements for the previous month's firearm precursor part eligibility check and COE verification activity will be delivered electronically via DES to the firearm precursor part vendor's account on the first day of each month.

(b) Payment shall be made using a major credit card or debit card. The balance due as indicated on the monthly billing statement shall be paid in full within 30 days of the billing statement date.

(c) If payment for the previous month's firearm precursor part eligibility check and COE verification activity is not made within 30 days, the firearm precursor part vendor's access (including all COE holders and employees) to DES will be suspended until full payment for the past due amount is received.

(d) While suspended, a firearm precursor part vendor will be unable to process or conduct a firearm precursor part purchase or transfer but will maintain their status as a licensed firearm precursor part vendor.

Note: Authority cited: Section 30470, Penal Code. Reference: Sections 30470, 30485, 30490 and 30495, Penal Code.



**CALIFORNIA DEPARTMENT OF JUSTICE
BUREAU OF FIREARMS
Firearm Precursor Part Vendor
(Non-Firearms Dealer or Ammunition Vendor)
Application for Telephonic Vendor Approval**

Pursuant to Penal Code section 30470, subdivision (d), "A vendor is prohibited from providing a purchaser or transferee a firearm precursor part without department approval. If a vendor cannot electronically verify a person's eligibility to purchase or possess firearm precursor parts via an internet connection, the department shall provide a telephone line to verify eligibility. **This option is available to firearm precursor part vendors who can demonstrate legitimate geographical and telecommunications limitations** in submitting the information electronically and who are approved by the department to use the telephone line verification."

Vendor Information				
Vendor Name:		License Number:	Telephone Number:	
COE Holder Printed Name:		COE Number:	Vendor Email Address:	
Vendor Street Address:		City:	State:	Zip Code:
Service Provider Limitations				
<i>Provide an explanation of telephone and/or Internet service provider limitations and attach corresponding substantiation for review and approval.</i>				
Limitations: _____				

Declaration of Telephonic Vendor				
I hereby declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that to the best of my knowledge the attached corresponding documents are legitimate.				
_____		_____		_____
Printed Name		Signature		Date

If you have any questions regarding the application process, please contact the Licensing and Certificate of Eligibility Unit at (916) 210-2753.

Please mail completed application to:
**Department of Justice - Bureau of Firearms
PO Box 160487
Sacramento, CA 95816-0487
FAX: (916) 227-7480; email: CFPPV@doj.ca.gov**



**CALIFORNIA DEPARTMENT OF JUSTICE
BUREAU OF FIREARMS
Firearm Precursor Part Vendor
(Non-Firearms Dealer or Ammunition Vendor)
Application for Telephonic Vendor Approval**



Privacy Notice

As Required by Civil Code § 1798.17

Collection and Use of Personal Information: The Division of Law Enforcement in the Department of Justice collects the information requested on this form as authorized by Penal Code section 30470, subdivision (d). The Division of Law Enforcement uses this information to process Firearm Precursor Part Vendor Applications for Telephonic Vendor Approval. In addition, any personal information collected by state agencies is subject to the limitations in the Information Practices Act and state policy. The Department of Justice's general privacy policy is available at <http://oag.ca.gov/privacy-policy>.

Providing Personal Information: All of the personal information requested in the form must be provided. If you fail to provide any of the required personal information, the unprocessed form will be returned to you for completion and resubmission.

Access to Your Information: You may review the records maintained by the Division of Law Enforcement in the Department of Justice that contain your personal information, as permitted by the Information Practices Act. See below for contact information.

Possible Disclosure of Personal Information: In order to process Firearm Precursor Part Vendor Applications for Telephonic Vendor Approval as indicated on this form, we may need to share the information you give us with entities as authorized in Penal Code section 11105. The information you provide may also be disclosed in the following circumstances:

- With other persons or agencies where necessary to perform their legal duties, and their use of your information is compatible and complies with state law, such as for investigations or for licensing, certification, or regulatory purposes;
- To another government agency as required by state or federal law.

Contact Information: For questions about this notice or access to your records, you may contact the Staff Services Analyst in the Customer Support Center at (916) 210-2300, via email at firearms.bureau@doj.ca.gov, or by mail at P.O. Box 160487, Sacramento, CA 95816-0487.